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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Applicant: Nakano	)	Art Unit: 2616
Serial No.: 09/839,000	)	Examiner: Fish
Filed: April 21, 2001	)	**50P4426**
For: **SYSTEM AND METHOD FOR INTERACTIVE TELEVISION**	)	June 22, 2005 750 B STREET, Suite 3120 San Diego, CA 92101

RULE 131 DECLARATION

Commissioner of Patents and Trademarks
Alexandria, VA 22313

Dear Sir:

We, the inventors of the above-captioned application, declare as follows:

As evidenced by the enclosed Sony Invention Disclosure form signed and dated as being witnessed in September, 2000, we conceived of the present invention at least prior to March 30, 2001. Specifically, using the limitations of Claim 1 as an example and referring to the enclosed Sony Invention Disclosure form, we conceived of an interactive television (ITV) that has a housing (dashed lines in figure), a television tuner in the housing (shown in figure), and a microprocessor associated with the tuner (labelled "ΦP" in figure). A user input device (labelled "user IF" for "user interface" in figure) communicates with the microprocessor. The figure also shows a memory system (labelled "program memory" in figure) communicating with the microprocessor. As shown, the memory system stores user data and virtual channels (labelled "input data memory" and "virtual channel memory" in figure), with the user data plainly being based on signals received from the user input device.

PAGE 10/28 * RCVD AT 7/1/2005 5:24:08 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/1 * DNIS:8729306 * CSID:16193388078 * DURATION (mm-ss):06-28

channels (labelled "input data memory" and "virtual channel memory" in figure), with the user data plainly being based on signals received from the user input device.

A computer communication device (labelled "modem" in figure) is connected to the microprocessor and to a computer network, see first paragraph of first handwritten page, stating that web pages are downloaded from an ISP. As stated in the second handwritten page beginning at the seventh line, the virtual channels in the memory system are updated in accordance with data received from the communication device (virtual channels may be downloaded "at predetermined intervals, *on-demand*, or pushed by the MSO/ISP"). Claim 1 recites that the virtual channel is established at least partially based on the user data, and this is supported in the first handwritten page, second paragraph ("user demographics info stored in memory is used to align web page content with the user metrics stored in memory").

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United State Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Masamiro Nakano Tsutomu Akiyama Tadamasa Kitsukawa Shigeharu Kondo

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Masamiro Nakano Tsutomu Akiyama 6/22/05 Tadamasa Kitsukawa Shigeharu Kondo

1168-13.DEC

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PAGE 13/28 * RCVD AT 7/1/2005 5:24:08 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/1 * DNIS:8729306 * CSID:16193388078 * DURATION (mm-ss):06-28

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No.: 09/839,000	Examiner: Fish
Filed: April 21, 2001	50P4426
For: **SYSTEM AND METHOD FOR INTERACTIVE TELEVISION**	June 29, 2005 750 B STREET, Suite 3120 San Diego, CA 92101

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Washington, DC 20231

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PAGE 14/28 * RCVD AT 7/1/2005 5:24:08 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/1 * DNIS:8729306 * CSID:16193388078 * DURATION (mm-ss):06-28

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Respectfully submitted,

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